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===== FACSIMILE TRANSMITTAL SHEET =====

DATE: June 27, 2005

TO: ISSUE FEE

COMPANY: U.S. PATENT AND TRADEMARK OFFICE

FAX NO.: (703) 746-4000 TEL. NO.: _____

FROM: Pat DiGregorio (Cantor Colburn LLP)

OUR REF: GEM-0089 (139343) YOUR REF: USSN 10/707,886

TOTAL NUMBER OF PAGES SENT
(INCLUDING THIS COVER SHEET): 6

COMMENTS: TO WHOM IT MAY CONCERN:

Please find enclosed the Base Issue Fee and Publication Fee Transmittal Form for U.S. Serial No. 10/707,886. Also find enclosed a "Fee Address" Indication Form (1 page) and "Comments on Statement of Reasons For Allowance" (3 pages).

Please charge the Base Issue Fee and Publication Fee (\$1,700) to Deposit Account 07-0845.

Thank you,
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JUN 27-2005 MON 04:08 PM CANTOR COLBURN LLP

FAX NO. 8602860115

P. 04/06

Appln. No. 10/707,886
Docket No.139343/GEM-0089

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No.: 10/707,886 : Confirmation No.: 1885
Applicant: Peter John Feenan : Group Art Unit: 2859
Filed: January 21, 2004 : Examiner: Shrivastav, Brij B.
Docket No.: 139343/GEM-0089 :

For: GRADIENT COIL APPARATUS AND METHOD OF ASSEMBLY THEREOF

June 22, 2005

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Sir:

Provided herewith are comments on the Examiner's Statement of Reasons for Allowance presented in the Notice of Allowance dated March 31, 2005.

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop _____, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to (703) 746-4000 Express Mail No. _____ to the United States Patent and Trademark Office on the date shown below.

Patricia DiGregorio
Name

 Signature

Date

Appln. No. 10/707,886
Docket No.139343/GFM-0089

The Examiner remarks that Claims 1-21 are allowed, as the prior art of record does not teach or suggest the claim elements noted in Paper 20050310, page 2, *in combination with the remaining limitations of the claims.*

While Applicant agrees that presented claims pertain to allowable subject matter, Applicant respectfully submits that to the extent that the Examiner's remarks suggest or state that certain limitations or combinations not found in the prior art are present in each and every allowable claim, whether or not specific language to that effect is found in every allowable claim, the record as a whole must be considered in addition to the Examiner's remarks, and, to the extent that the record as a whole is clear and complete, it shall control the interpretation of any and all allowable claims.

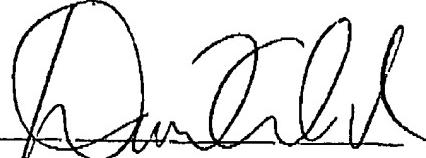
More specifically, the Examiner's statement of reasons may imply that features found in the specification only, in the dependent claims only, or in some but not all independent claims only, are part of all of the allowable claims, when in fact the record clearly reflects that there are claims not so limited. For example, elements may be found in one claim but not in another. Accordingly, the other claims, and claims dependent from the other claims that do not recite the same as the one claim, are not so limited. For example, the Examiner remarks that Claims 1-21 are allowed, as the prior art of record does not teach or suggest the claim elements noted in Paper 20050310, page 2, *in combination with the remaining limitations of the claims.* In view of the record as a whole, Applicant respectfully submits that claims not reciting *the remaining limitations of the claims,* are not so limited.

Appln. No. 10/707,886
Docket No.139343/GEM-0089

Respectfully submitted,

CANTOR COLBURN LLP
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